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A Professional Association P.O. Box 142950 Gainesville, FL 32614-2950

Telephone (352) 375-8100 Facsimile (352) 372-5800

TO:

PETITIONS OFFICE

FROM: Doran R. Pace

Patent Attorney

Registration No. 38,261

COMPANY:

United States Patent and

DATE: August 17, 2006

Trademark Office

NO. OF PAGES

(INCLUDING COVER SHEET): 33

FAX NO.:

571-273-8300

SUBJECT/MESSAGE:

Re:

U.S. Patent Application Docket No. USF-T156X

GENE EXPRESSION VACCINE

Serial No.: 10/073,065; Date filed: February 12, 2002

Submission to PTO:

1. Communication under 37 CFR 1.48(a) (2 pages)

2. Petition under 37 CFR 1.48(a) (2 pages)

3. Statements under 37 CFR 1.48(a)(2) (3 pages)

4. Consent (37 CFR 1.48(a)(5)) and Certificate (37 CFR 3.73(b)) (2 pages)

5. Copy of recorded assignment (7 pages)

6. Executed Declaration and Power of Attorney (16 pages)

The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipients named below. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error, and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message by mail. Thank you.

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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on 17, 2006

Doran R. Pace, Patent Attorney

COMMUNICATION Serial No. 10/073,065 Docket No. USF-T156X

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Shyam Mohapatra, Mukesh Kumar, Shau-Ku Huang, Kam W. Leong

Serial No.

10/073,065

Filing Date

February 12, 2002

Conf. No.

2390

For

Gene Expression Vaccine

MS PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATION UNDER 37 CFR §1.48(a)

Sir:

Attached herewith are the following documents:

- 1) Petition Under 37 CFR §1.48(a);
- 2) Statements under 37 CFR §1.48(a)(2) submitted by added inventors Aruna K. Behera, Li-Chen Chen, and Cristina Perez de la Cruz;
- 3) Newly executed Declaration (37 CFR §1.63) and Power of Attorney form signed by all inventors;
- 4) Consent and Certificate under 37 CFR §3.73(b); and
- 5) Courtesy copy of recorded assignment for the Examiner's convenience.

2.

Docket No. USF-T156X Serial No. 10/073,065

The Commissioner is authorized to charge any fees that may be required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,

Doran R. Pace

Patent Attorney

Registration No. 38,261

Phone No.:

352-375-8100

Fax No.: Address:

352-372-5800 Saliwanchik, Lloyd & Saliwanchik

A Professional Association

P.O. Box 142950

Gainesville, FL 32614-2950

DRP/mv

Attachments: as stated above

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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on August 17, 2006

Doran R. Pace, Patent Attorney

PETITION TO ADD INVENTOR UNDER 37 C.F.R. §1.48(a) Docket No. USF-T156X Serial No. 10/073,065

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Shyam Mohapatra, Mukesh Kumar, Shau-Ku Huang, Kam W. Leong

Serial No.

10/073,065

Filing Date

February 12, 2002

Conf. No.

2390

For

Gene Expression Vaccine

MS PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR §1.48(a)

Sir:

It is respectfully petitioned that the inventorship of the above-identified application be corrected to add Aruna K. Behera, Li-Chen Chen, and Cristina Perez de la Cruz as inventors. Authority for this petition and the correction of inventorship is found in 37 C.F.R. §1.48(a), reproduced below.

37 C.F.R. § 1.48 Correction of inventorship in a patent application, other than a reissue application

- (a) If the inventive entity is set forth in error in an executed § 1.63 oath or declaration in a nonprovisional application, and such error arose without any deceptive intention on the part of the person named as an inventor in error or on the part of the person who through error was not named as an inventor, the inventorship of the nonprovisional application may be amended to name only the actual inventor or inventors. Amendment of the inventorship requires:
 - (1) A request to correct the inventorship that sets forth the desired inventorship change;

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Docket No. USF-T156X Serial No. 10/073,065

- (2) A statement from each person being added as an inventor and from each person being deleted as an inventor that the error in inventorship occurred without deceptive intention on his or her part;
- (3) An oath or declaration by the actual inventor or inventors as required by \S 1.63 or as permitted by \S 1.42, 1.43 or \S 1.47;
 - (4) The processing fee set forth in § 1.17(i); and
- (5) If an assignment has been executed by any of the original named inventors, the written consent of the assignce (see § 3.73(b) of this chapter).

Aruna K. Behera, Li-Chen Chen, and Cristina Perez de la Cruz were unintentionally, and without deceptive intent, not originally included on the application as co-inventors.

Accompanying this petition are:

- (1) A statement from each individual being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part;
- (2) A declaration under § 1.63 by the actual inventors;
- (3) The fee set forth in $\S 1.17(i)$; and
- (4) The written consent of the assignees (pursuant to § 3.73(b)).

Please charge \$130.00 to Deposit Account 19-0065. The Commissioner is also authorized to charge any additional fees that may be required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,

Doran R. Pace Patent Attorney

Registration No. 38,261

Phone No.:

(352) 375-8100

Fax No.:

(352) 372-5800

Address:

P.O. Box 142950

Gainesville, FL 32614-2950

DRP/mv

Attachments: as stated above

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AUG 1,7 2006

Docket No. USF-T156X

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Shyam Mohapatra, Mukesh Kumar, Shau-Ku Huang, Kam W. Leong

Scrial No.

10/073,065

Filing Date

February 12, 2002

Conf. No.

2390

For

Gene Expression Vaccine

MS PETITION Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. §1.48(a)(2)

Sir:

As required by 37 C.F.R. §1.48(a)(2), the undersigned submits this paper to accompany the petition to correct inventorship filed on this same date and hereby states that the inventorship error excluding me, Aruna K. Behera, as a co-inventor on U.S. Serial No. 10/073,065 occurred without any deceptive intent on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

Name: Aruna K. Behera Date

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Docket No. USF-T156X

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Shyam Mohapatra, Mukesh Kumar, Shau-Ku Huang, Kam W. Leong

Serial No.

10/073,065

Filing Date

February 12, 2002

Conf. No.

2390

For

Gene Expression Vaccine

MS PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. 61,48(8)(2)

Sir:

As required by 37 C.F.R. §1.48(a)(2), the undersigned submits this paper to accompany the petition to correct inventorship filed on this same date and hereby states that the inventorship error excluding me. Li-Chen Chen, as a co-inventor on U.S. Serial No. 10/073,065 occurred without any deceptive intent on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

L'-Chen Chen

Aug. 16. 2006

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AUG 1,7 2006

Docket No. USF-T156X

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Shyam Mohapatra, Mukesh Kumar, Shau-Ku Huang, Kam W. Leong

Secial No.

10/073,065

Filing Date

February 12, 2002

Conf. No.

2390

For

Gene Expression Vaccine

MS PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. §1.48(a)(2)

Sir:

As required by 37 C.F.R. §1.48(a)(2), the undersigned submits this paper to accompany the petition to correct inventorship filed on this same date and hereby states that the inventorship error excluding me, Cristina Perez de la Cruz, as a co-inventor on U.S. Serial No. 10/073,065 occurred without any deceptive intent on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

Name: Cristina Perez de la Cruz Bate

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Shyam Mohapatra, Mukesh Kumar, Shau-Ku Huang, Kam W. Leong

Serial No.

10/073,065

Filing Date

February 12, 2002

Conf. No.

2390

Por

Gene Expression Vaccine

MS PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CONSENT UNDER 37 C.F.R. §1.48(a)(5)

Sic

As required by 37 C.F.R. §1.48(a)(5), the undersigned, on behalf of University of South Florida Board of Trustees and Johns Hopkins University, submit this paper and a certificate under 37 C.F.R. § 3.73(b) to accompany the petition to correct the inventorship for the above-referenced patent application. We hereby state that the assignees of record for Serial No. 10/073,065, University of South Florida Board of Trustees and Johns Hopkins University, agree to the change of inventorship to add Aruna K. Behera, Li-Chen Chen, and Cristina Perez de la Cruz as co-inventors in the subject application as requested by the accompanying petition.

CERTIFICATE UNDER 37 CFR §3.73(b)

University of South Florida Board of Trustees and Johns Hopkins University certify that they are each the assignce of one-half of the entire right, title, and interest in the patent application identified above by virtue of an assignment from Shyam S. Mohapatra, Mukesh Kumar, Shau-Ku Iluang, and Kam Leong to the University of South Florida Board of Trustees and Johns Hopkins

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Docket No. USF-T156X Serial No. 10/073,065

University recorded in the United States Patent Office at REEL/FRAME 013327/0879 on January 2, 2003. Attached is a copy of the Recorded Assignment.

The undersigned have reviewed all of the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignces named above.

The undersigned (whose titles are supplied below) are empowered to act on behalf of the assignees.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

UNIVERSITY OF	SOUTH FLORIDA BOARD
OF TRUSTEES	

JOHNS HOPKINS UNIVERSITY

Title: Director, Technology Licensing

Date: August 16, 2006	Date: 6/15/06
Signature: William	Signature: R. K. S. L.
Name: Valerie Landrio McDevitt	Name: R. Keith Baker
Title: Director	Title: Director Technology Licensin

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JANUARY 03, 2003

SALIWANCHIK, LLOYD & SALIWANCHIK GLENN P. LADWIG 2421 N.W. 41ST STREET, SUITE A-1 A PROFESSIONAL ASSOCIATION GAINESVILLE, FL 32606

United States department of commerce Patent and Trademark Office ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

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UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 01/02/2003 REEL/FRAME: 013327/0879

NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MOHAPATRA, SHYAM S. DOC DATE: 07/12/2002

ASSIGNOR:

DOC DATE: 09/18/2002 KUMAR, MUKESH

ASSIGNOR:

HUANG, SHAU-KU DOC DATE: 07/16/2002

ASSIGNOR:

LEONG, KAM DOC DATE: 07/16/2002

ASSIGNEE:

UNIVERSITY OF SOUTH FLORIDA BOARD OF TRUSTEES 1202 E. FOWLER AVENUE, FAO 126 TAMPA, FLORIDA 33620-7900

ASSIGNEE:

JOHNS HOPKINS UNIVERSITY 111 MARKET PL, STE. 906 BALTIMORE, MARYLAND 21202

013327/0879 PAGE 2

SERIAL NUMBER: 10073065

AUG-17-06 THU 03:42 PM SALIWANCHIK LLOYD

PATENT NUMBER:

FILING DATE: 02/12/2002

ISSUE DATE:

TARA WASHINGTON, EXAMINER ASSIGNMENT DIVISION OFFICE OF PUBLIC RECORDS

FAX NO. 3523725800 FICEIVED

CENTRAL FAX CENTER

SOLE/JOINT INVENTION AUG 1,7 2096 Attorney Docket No. 215101.03501 (Worldwide Rights)

ASSIGNMENT

WHEREAS We, the below named inventors (hereinafter referred to as Assignors), have made an invention entitled:

GENE EXPRESSION VACCINE

for which We executed an application for United States Letters Patent concurrently herewith or filed an application for United States Letters Patent on February 12, 2002, (Application No. 10/073,065); and

WHEREAS, University of South Florida Board of Trustees, a corporation of Florida, whose post office address is 4202 E. Fowler Avenue, FA0126, Tampa, Florida 33620-7900, and Johns Hopkins University, a corporation of Maryland , whose post office address is 111 Market Pl, Ste 906, Balt., MD, (hereinafter referred to as Assignees), are desirous of securing the entire right, title, and interest in and to this invention in all countries throughout the world, and in and to the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that for and in consideration of the sum of One Dollar (\$1.00) in hand paid and other good and valuable consideration the receipt of which from Assignee is hereby acknowledged, I/We, as Assignor(s), have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, my/our entire right, title, and interest in and to this invention, provisional Application No. (if any), and this application, and all divisions, and continuations thereof, including the right to sue for past infringement, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof, and all rights to claim priority on the basis of the above provisional application (if any), as well as all rights to claim priority on the basis of this application, and all applications for Letters Patent which may hereafter be filed for this invention in any foreign country and all Letters Patent which may be granted on this invention in any foreign country, and all extensions, renewals, and reissues thereof; and I/We hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to issue all Letters Patent for this Invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, IWE HEREBY covenant that I/We have the full right to convey the interest assigned by this Assignment, and I/We have not executed and will not execute any agreement in conflict with this Assignment;

AND, I/WE HEREBY further covenant and agree that I/We will, without further consideration, communicate with Assignee, its successors and assigns, any facts known to me/us respecting this invention, and testify in any legal proceeding, sign all lawful papers when called upon to do so, execute and deliver any and all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors or assigns, execute all divisional, continuation, and reissue applications, make all rightful oaths and generally do everything possible to aid Assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States and any foreign country, it being understood that any expense incident to the execution of such papers shall be borne by the Assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I/We have hereunto set our hands.

County of	Hillsborough)	Name:	Shyam S. Mohapatra
) ss	s. Address:	18510 County Crest Place Tampa, FL 33647
State of	Flacida_)	By: Date:	7/12/02
Subscribe	d and swom to before me this 12 1014 Da Karley, Notary Public	ع day of <u>حمال</u>	t. 20 <u>02</u>
	d <i>u</i>	CHRIST?	NOTARY SEAL Y INHOFER STATE OF FLORIDA

Page 1 of 2 Doc #:DC01 (215101-03501) 4127622v1;05/29/2002/Time:11:47 COMMISSION NO. COM1536

MY COMMISSION EXP. DEC. 28,2003

(Worldwide Rights)
Attorney Docket No. 215101.03501

·			Attorney Docket No. 215101
County of	.}		Mukesh Kumar
•	\$ \$5.	Address:	2900 University Square Dr., No. 37
State of	. \$	By: Date:	Tampa, FL 33612-5549
Subscribed and sworn to before m	e this da otery Public	y of	. 20
State of Maryland	_		Shau-ku Huang 1613 Glen Keith Boulevard
State of Maryland	}	By: Date:	Towgon, MD 21286/ SPULLED LIEUT
Subscribed and sworn to before m	e this de otery Public	y of	_, 20
County of	_) } ss.	Neme: Address:	Kam Leong 10242 Breconshire Road
State of	_}	By: Date:	Ellicott City, MD 21042
Subscribed and sworn to before m	e this da lotary Public	y of	

P.03

SOLEJJOINT INVENTION (Worldwide Rights) Attorney Docket No. 215101.03501

County of	S\$.	Name: Mukesh Kumar Address: 2900 University Square Dr., No. 37 Tampa, FL 33612-5549
State of		By: Date:
Subscribed and swom to before me this, Notary Pu	iblic d	ay of 20
County of	\$ 5.	Name: Shau-ku Huang Address: 1613 Glen Kelth Boulevard Towson, MD 21286
State of		By: Date:
Subscribed and sworn to before me this , Notary F	Public	day of, 20
County of	ss.	Name: Kem Leong Address: 10242 Breconshire Road Ellicott City, MD, 21042
State of)	•	By: 2716/02
Subscribed and sworn to before me this , Notary	Public	_ day of, 20

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SOLE/JOINT INVENTION (Worldwide Rights)

AUG 1.7 2006 Attorney Docket No. 215101.03501

ASSIGNMENT

WHEREAS We, the below named inventors (hereinafter referred to as Assignors), have made an invention entitled:

GENE EXPRESSION VACCINE

for which We executed an application for United States Letters Patent concurrently herewith or filed an application for United States Letters Patent on February 12, 2002, (Application No. 10/073,065); and

WHEREAS, University of South Florida Board of Trustees, a corporation of Florida, whose post office address is 4202 E. Fowler Avenue, FA0126, Tampa, Florida 33620-7900, and Johns Hopkins University, a corporation of Maryland , whose post office address is 11 Market P1, Ste 906, Balt. MD. (hereinafter referred to as Assignees), are desirous of securing the entire right, title, and interest in and to this invention in all countries throughout the world, and in and to the application for United States Letters Patent on this invention and the Letters Patent to be issued upon this application;

NOW THEREFORE, be it known that for and in consideration of the sum of One Dollar (\$1.00) in hand paid and other good and valuable consideration the receipt of which from Assignee is hereby acknowledged, IMVe, as Assignor(s). have sold, assigned, transferred, and set over, and do hereby sell, assign, transfer, and set over unto the Assignee, its lawful successors and assigns, my/our entire right, title, and interest in and to this invention, provisional Application No. , filed _____ (if any), and this application, and all divisions, and continuations thereof, including the right to sue for past infringement, and all Letters Patent of the United States which may be granted thereon, and all reissues thereof, and all rights to claim priority on the basis of the above provisional application (if any), as well as all rights to claim priority on the basis of this application, and all applications for Letters Patent which may hereafter be filed for this invention in any foreign country and all Letters Patent which may be granted on this invention in any foreign country, and all extensions, renewals, and reissues thereof; and I/We hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any foreign country whose duty it is to issue patents on applications as described above, to Issue all Letters Patent for this invention to Assignee, its successors and assigns, in accordance with the terms of this Assignment;

AND, IWE HEREBY covenant that IWe have the full right to convey the Interest assigned by this Assignment, and I/We have not executed and will not execute any agreement in conflict with this Assignment;

AND, IME HEREBY further covenant and agree that IMe will, without further consideration, communicate with Assigned, its successors and assigns, any facts known to me/us respecting this invention, and testify-in-any logal carries proceeding, sign all lawed papers when called upon to do so, oxedute and deliver any and all papers that may be necessary or desirable to perfect the title to this invention in said Assignee, its successors or assigns, execute all divisional, continuation, and reissue applications, make all rightful pains and generally do everything possible to aid Assignee, its successors and assigns, to obtain and enforce proper patent protection for this invention in the United States and any foreign country, it being understood that any expense incident to the execution of such papers shall be borne by the Assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I'Me have hereunto set our hands.

County of Hillsborough) ss	Name: Shyam S. Mohapatra Address: 18510 County Crest Place	
State of Florida)	By: Date: 7/13/02	
Subscribed and sworn to before me this 12	- day of July, 2002	
Page 1 of 2 Por #-0501 (215101-03501) 4127822v1:05/28/2092/Time:11:47	OFFICIAL NOTARYSEAL CHRISTY INHOREE NOTARY PUBLIC STATE OF FLORIDA COMMISSION NO. CCENTRO MY COMMISSION EXP. DEC. 28,2009	

SOLE/JOINT INVENTION

(Worldwide Rights)

Attorney Docket No. 215101.03501 Name: Mukesh Kumar Address: 315 Normandy Drive SS. Norwood, MA DZ062 Mukell Kumar By: State of Date: 9/18/02 Subscribed and sworn to before me this _____ day of _____, 20____ , Notary Public Name: Shau-ku Huang Address: 1613 Glen Keith Boulevard **\$\$**, Towson, MD 21286 By: State of Date: Subscribed and sworn to before me this __ day of _____, 20____ , Notary Public

Name:

By: Date:

° 6\$.

Subscribed and sworn to before me this _____ day of _____, 20_____, Notary Public

Kam Leong Address: 10242 Breconshire Road

Ellicott City, MD 21042

Page 2 of 2 Doc. #.DC01 (215101-03501) 4127822v1;05/20/2002/Time:11:47

RECEIVED CENTRAL FAX CENTER

DECLARATION (37 C.F.R. § 1.63) AND POWER OF ATTORNEY

AUG 1,7 2006

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name; and

I believe that I am the original, first, and sole inventor (if only one name is listed below), or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled GENE EXPRESSION VACCINE, specification for which

☐ is attached hereto. ☑ was filed February 12, 2002, Serial No. 10/073,065.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (a).

1 hereby claim foreign priority benefits under Title 35, United States Code §119 and/or §365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Application Country Filing Date Priority Claimed Serial No.

I hereby claim priority benefits under Title 35, United States Code §119 of any provisional application(s) for patent listed below:

Application Filing Date Priority Claimed Serial No.

60/325,573 September 28, 2001 Yes

I hereby claim the benefit under Title 35, United States Code, §120 and/or §365 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Filing Date Status (Patented, Serial No. Pending, Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following persons registered to practice before the Patent and Trademark Office as my attorneys with full power of substitution and revocation to prosecute this application and all divisions and continuations

J:\USIAT156X\AddinvtdDecl'OA.doc/DNB/mv

Page 1 of 4

thereof and to transact all business in the Patent and Trademark Office connected therewith who are associated with Customer Number 23557.

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I further request that all telephone communications be directed to:

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DECLARATION (37 C.F.R. § 1.63) AND POWER OF ATTORNEY

RECEIVED
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AUG 1,7 2006

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name; and

I believe that I am the original, first, and sole inventor (if only one name is listed below), or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled GENE EXPRESSION VACCINE, specification for which

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was filed February 12, 2002, Serial No. 10/073,065.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

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60/325,573 September 28, 2001 Yes

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